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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ling Y. Cheung

Application No. : 10/717,132 Confirmation No. : 7273

Filed: November 18, 2003

For : METHODS AND COMPOSITIONS FOR TREATING

**GASTROPARESIS** 

Examiner : Randall O. Winston

Group Art Unit : 1654

New York, New York

March 1, 2005

Mail Stop Amendment Hon. Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), applicant makes of record the documents listed in the accompanying Form PTO/SB/08A. Copies of the foreign patent documents and/or non-patent documents are enclosed.

This Statement is submitted after the mailing date of the first Office

Action on the merits, but before the mailing date of any of a final action under

§ 1.113, a notice of allowance under § 1.311, or an action that otherwise closes

prosecution in the application, and, pursuant to 37 C.F.R. § 1.97(c), it is accompanied

by

[ ] a statement pursuant to 37 C.F.R. § 1.97(e);

[X] the fee (\$180.00) set forth in 37 C.F.R. § 1.17(p).

03/04/2005 BABRAHA1 00000127 10717132

02 FC:1806

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Applicant requests that the cited documents be (1) fully considered by the Examiner during the course of examination of this application, and (2) printed on any patent issuing from this application. Applicant further requests that a copy of Form PTO/SB/08A, as considered and initialed by the Examiner, be returned to the undersigned with the next communication.

The Director is hereby authorized to charge payment of any additional fees required in connection with this Statement, or to credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this letter is transmitted herewith.

Respectfully submitted,

Z. Ying Li (Reg. No. 42,800)

Attorney for Applicant

Haitao Sun (Reg. No. 48,546)

Agent for Applicant

Fish & Neave IP Group

Ropes & Gray LLP

Customer No. 1473

1251 Avenue of the Americas

New York, New York 10020-1104

Tel.: (212) 596-9000

Approved for use through 07/31/2006. OMB 0651-0031

KONG-23

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Sheet

Attorney Docket Number

U. S. PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where	
initiais-		Number-Kind Code <sup>2 (if known)</sup>	MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevant Figures Appear	
		20030230245 A1	12-18-2003	Cheung		
		20030232038 A1	12-18-2003	Cheung		
		20030235566 A1	12-25-2003	Cheung		
		20030235567 A1	12-25-2003	Cheung		
		20030235568 A1	12-25-2003	Cheung		
		20030235570 A1	12-25-2003	Cheung		
		20040001813 A1	01-01-2004	Cheung		
		20040001814 A1	01-01-2004	Cheung		
		20040005335 A1	01-08-2004	Cheung		
	Y	20040005680 A1	01-08-2004	Cheung		
		20040253251 A1	12-16-2004	Cheung		
		20040253252 A1	12-16-2004	Cheung		
		20040253253 A1	12-16-2004	Cheung		
		20040253254 A1	12-16-2004	Cheung		
		20040253255 A1	12-16-2004	Cheung		
		20040253256 A1	12-16-2004	Cheung		
		20040253257 A1	12-16-2004	Cheung		
		20040253258 A1	12-16-2004	Cheung		
		20040253259 A1	12-16-2004	Cheung		
		20040252492 A1	12-16-2004	Cheung		
		20040253260 A1	12-16-2004	Cheung		
		20040253261 A1	12-16-2004	Cheung		
		20040253262 A1	12-16-2004	Cheung		
		20040253263 A1	12-16-2004	Cheung		
		20040253264 A1	12-16-2004	Cheung		
		20040253265 A1	12-16-2004	Cheung		

Examiner Signature	Date Considered	

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449A/PTC	)	Application Number	10/717,132		
		Filing Date	November 18, 2003		
	N DISCLOSURE	First Named Inventor	Ling Y. Cheung		
STATEMENT	BY APPLICANT	Art Unit	1654		
(Use as many si	heets as necessary)	Examiner Name	Randall O. Winston		
eet 2	of 2	Attorney Docket Number	KONG-23		

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2 (if known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		20040253266 A1	12-16-2004	Cheung	
		20040253267 A1	12-16-2004	Cheung	
			1 100		

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document  Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T⁵
	5 1 2	EP1375652	01-02-2004	Ultra Biotech Ltd.		
		WO02070683	09-12-2002	Ultra Biotech Ltd.		
		WO2004108919	12-16-2004	Ultra Biotech Ltd.		

		1000000
Examiner	Date	
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